

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

BIPINCHANDRA SHAH,

Petitioner,

- against -

RLI PARTNERS, LIMITED, LIMITED
LIABILITY COMPANY "INVESTMENT
LOTTERY COMPANY", LIMITED LIABILITY
COMPANY "INVESTMENT FINANCIAL
COMPANY 'METROPOL'", and COMMERCIAL
BANK "OBI'EDINENNYI INVESTITSIONNYI
BANK" (LIMITED LIABILITY COMPANY),

Respondents.

Civil Action No.: 08 Civ. 4446 (JES)

**NOTICE OF MOTION
FOR SUMMARY JUDGMENT
AND FOR ORDER
DIRECTING PAYMENT**

PLEASE TAKE NOTICE that, upon the accompanying Affidavit of John J. Hay, sworn to on August 20, 2008, Petitioner's Memorandum of Law in Support of Motion for Summary Judgment, Petitioner's Rule 56.1 Statement of Undisputed Facts, the Proposed Orders, and all prior pleadings and proceedings herein, Petitioner Bipinchandra Shah will move before the Honorable John E. Sprizzo, United States District Judge, at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, Courtroom 14C, New York, New York 10007, pursuant to the Scheduling Order of the Court dated August 12, 2008 (the "Scheduling Order") for an Order granting Petitioner's motion for summary judgment pursuant to Rule 56 of the Federal Rules of Civil Procedure confirming the Foreign Arbitral Award rendered in Petitioner's favor against Respondents and entering judgment on the award. Further, Petitioner will move the Court for an order directing Garnishee Citibank, N.A., to pay to Petitioner without delay, all funds held by it belonging to Respondent ObiBank pursuant to the Order of Attachment entered in this case.

PLEASE TAKE FURTHER NOTICE that pursuant to the Scheduling Order any opposing affidavits and answering memorandum of law shall be served on or by September 10, 2008.

Dated: New York, New York
August 20, 2008

SALANS

By: 

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Commercial Bank "Ob'edinennyi Investitsionnyi Bank" (Limited Liability Company)
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